

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: November 8-9, 2006

Reference No.: 2.4e.
Action Item

From: CINDY McKIM
Chief Financial Officer

Prepared by: Bimla Rhinehart
Division Chief
Right of Way and Land Surveys

Subject: **RESCINDING RESOLUTION OF NECESSITY**
RESOLUTION CR-139, RESCINDING RESOLUTION C-19414

RECOMMENDATION:

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) adopt Resolution CR-139, rescinding Resolution of Necessity C-19414. In accordance with statutory requirements, the owner and lessee have been advised that the Department is requesting rescission of Resolution C-19414.

ISSUE:

On July 20, 2006, the Commission adopted Resolution of Necessity C-19414, which authorized condemnation in fee. This rescission is being requested based on the property owner's representation that he did not receive notice of the hearing wherein the resolution was approved.

CR-139 - David R. McWilliams, Co-Trustees, etc., et al.
06-Tul-63-PM 5.9 - Parcel 84822 - EA 307009.

Right of Way Certification Date: 03/01/07; Ready To List Date: 03/01/07. Conventional highway - four-lanes to six-lanes and improve channelization. Authorizes condemnation of land in fee for a State highway, together with all of those certain improvements which straddle the right of way line with an easement to enter the remaining ownership to remove such improvements. Located in the city of Visalia near Caldwell and Mooney Boulevard. APN 126-062-032.